

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Harold D. Harden,

Plaintiff

v.

Corrections Officer Soboro, et al.,

Defendants

Case No.: 2:14-cv-00560-JAD-NJK

**Order Granting Motion to Strike
(Doc. 38)**

In May 2014, pro se plaintiff Harold D. Harden, who is a prisoner in the custody of the Nevada Department of Corrections, filed civil rights claims against two prison employees.¹ After I issued an order scheduling early inmate mediation, the parties met to try to settle the case. Unfortunately, no agreement was reached.

Following the mediation, Mr. Harden twice filed a “Declaration of Sam Jones,”² which the defendants now request I strike.³ The document simply states what the mediator already entered into the record: that the parties were unable to reach an agreement.⁴ It also improperly raises an issue about the way the prison handles mail.⁵ I therefore strike the document from the record under the federal courts’ “traditional power to manage their own affairs so as to achieve the orderly and expeditious disposition of cases.”⁶ Accordingly, IT IS HEREBY ORDERED that the Clerk of Court shall strike from the record Mr. Harden’s first Declaration of Sam Jones (**Doc. 33**) and his second

¹ See Doc. 9.

² Docs. 33, 35.

³ See Doc. 38

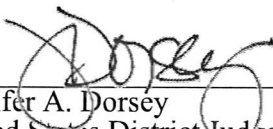
⁴ See Doc. 28 (minutes).

⁵ See Doc. 33 (“I have proof and or documentation of the [prison] facilities misconduct concerning my mail and legal mail.”)

⁶ *In re Lavender*, 180 F.3d 1114, 1118 (9th Cir. 1999).

1 Declaration of Sam Jones (**Doc. 35**).

2 DATED May 21, 2015.

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5 Jennifer A. Dorsey
6 United States District Judge
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